# THE ELLIOTT FAMILY OF INDIANAPOLIS

## DESCENDANTS OF
## CAPT. JAMES ELLIOTT
## REVOLUTIONARY WAR SOLDIER

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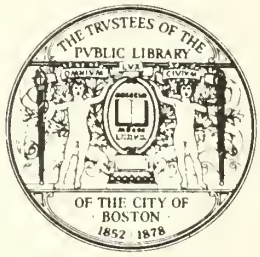


*Gift of*

Byron K. Elliott

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ERRATA

| | | |
|---|---|---|
| Page 1, | Line 34 | Signature is James Elliot (not Elliott) |
| Page 4, | Line 19 | Insert after William $^{7}$Littleton Talbott: William $^{6}$Talbott, John $^{5}$ Talbott, Edward $^{4}$Talbott, John $^{3}$ Talbott. |

# THE ELLIOTT FAMILY OF INDIANAPOLIS

Descendants of

CAPT. JAMES ELLIOTT

Revolutionary War Soldier

By Rebah Morgan Fraustein, G.R.S.

Indianapolis, 1976

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# Preface

Four generations of the Elliott family of Indianapolis contributed to and influenced this city. They were greatly respected, self effacing though active in church, fraternal, military and civic affairs. They produced outstanding members of the Bench and Bar, known for their fairness and integrity. Many contemporary accounts of this family are scattered through books, newspapers and testimonials, but no comprehensive effort had been made to bring it all together.

While still holding strong and loyal ties to Indiana, the last of this line, Judge Byron K. Elliott, is a resident of Boston. Without his cooperation and assistance, his generous sharing of original family documents, letters, local lore, this would have been a dull task. His great reluctance to volunteer more than bare facts about himself necessitated my digging it out piece by piece. I am sure that I have not found it all and some that I found purposely omitted by his request.

Thanks are also due to Dr. Caroline Dunn, my good friend, the retired head of the Indiana Historical Society's Smith Library. She also is an Elliott descendant, knew many of the persons mentioned and graciously shared her records and memories.

Rebah M. Fraustein

# CAPTAIN JAMES ELLIOTT (ca 1750-1799)

Tradition states that James[1] Elliott was born of Scottish parents in Fermaugh County, Ireland ca 1750, emigrated to Pennsylvania about 1770, settling in York County. He served in the Revolutionary War in the Pennsylvania Militia[1]. Prior to 5 May 1799, the date of his will, he had removed to the newly opened Old Northwest Territory, settling in then Hamilton County, in the part which later became Butler Co., Ohio. His marriage record to Mary Johnston has not been found. Nothing is known of her except that she was still living when his will was proved 2 July 1799.[2]

IN THE NAME OF GOD AMNE (sic) I James Elliot of Hamilton Countey and norwestren Territory being weak in body but of perfect and sound mind and memory and Calling to mind the uncertainty of time and the certainty of eternaty do make & ordain this my last will and Testement in manor and form following first of all I recomend my Soul to god who gave it hoping threw the merits and mediation of my blessed saviour to be eternially happey and I recomend my boddy to be decently intered at the discresion of my Executors herein after named. Item after all my just debts and funrel charges are defrayed I will and bequeth to my beloved wife marey her choice of my horses with saddle and bridle and two cows bed and beding and all my puter and Dressor furniture and also a equel part with all my Children of my estate William excepted and thesd William my oldest son I will and bequeth to him the sum of tenn pounds currency in six years after my Discease. Item I bequeth to my son James the stud horse and the remainder of my Estat to be equally Devided as above mentioned William excepted Equally between my Wife Mary James Marey Margret Jenney John & Samuel my Said Sones and Daughters and I will and ordain the money Coming to me of my plantation be equall Devided as above Directed as it Comes due to my said Wife and Children and I will and orer my Executors to take Care of the money coming to John and Samuel to the (sic) are Capable of receiving it by law I also apoint My sd Wife Marey & My Son James Executors of this my last will and testament revoking all all (sic) wills and Testaments by me heretofor made and do orer and ordein this my last will and Testament to remain in full force and Virtue of law given under my hand this fifth of May 1799 and Declared in the presence of

J L Dunn
John Scott (Signed) JAMES ELLIOTT

Hamilton
Before me Thomas Gibbs one of the Justices of the Court of Common pleas for the Said County personaley Appered James Dunn & John Scott who being Sworn according to Law Saith that they were present at the Signing & Sealing of this the Last Will & Testement of James Elliott and that they are the Subscribing Witness thereto

Sworn & Subscribed (Signed) J. L. Dunn
this 2 July 1799 (Signed) John Scott
Tho. Gibbs

I do hereby Certify that Mary Elliott and James Elliott hath
Taken the Oath proscribed by Law for the faith full discharge
& Execution of the Last Will & Tstament (sic) of James Elliott Dec[d]
Given under my hand and Seal
at Cincinnati July the 2[d] 1799
Recorded Book B, page 236, Hamilton Co. Ohio

The children of James[1] and Mary (Johnston) Elliott are listed in the order in which they are named in his will, all probably born in Pennsylvania:

| | | | |
|---|---|---|---|
| | 1 | i | William Elliott, b prior to 1777 |
| + | 2 | ii | James[2] Elliott, Jr., b ca 1777 |
| | 3 | iii | Mary |
| | 4 | iv | Margaret |
| | 5 | v | Jenny |
| | 6 | vi | John, minor in 1799 |
| | 7 | vii | Samuel, minor in 1799 |

2. JAMES[2] ELLIOTT, Jr., farmer prb born York Co. Pa. ca 1777, believed to have died ca 1852 in Butler Co., O. In 1820 he was living in Ross Twp., Butler Co. and in 1850, age 73, in the household of his son, John H. Elliott, Fairfield Twp., Butler Co. [3] His wife Sarah Margaret Hanna was deceased before 1850. She reportedly was born in Pennsylvania. Search of Pennsylvania and Ohio records does not reveal the date or place of marriage. Known children of James and Sarah Margaret (Hanna) Elliott were:

| | | | |
|---|---|---|---|
| | 8 | i | John H. (Hanna?) Elliott, b ca 1808, Butler Co., O., died 24 Jan. 1870, Butler Co., O. Wife, Elizabeth; ch: James H., b ca 1836; Mary E. b ca 1839; Ada C. b ca 1842; William J. b 1849, all in Ohio. |
| + | 9 | ii | William Johnston Elliott, b 27 Aug. 1810 |
| | 10 | iii | Martha Jane, m James Hervey Lowes |
| | 11 | iv | Mary E., m Broadwell, lived in Ohio |
| | 12 | v | Rachel |
| | 13 | vi | Caroline |

9. GENERAL WILLIAM[3] JOHNSTON ELLIOTT, son of James & Sarah Margaret (Hanna) Elliott was born in Butler Co. O. 27 Aug. 1810, died in Indianapolis, 12 May 1890, burial Crown Hill Cemetery. [4] He married (1) Mary Littell Taylor, 2 Sept. 1834 in Preble Co. O. where she was born, daughter of Joseph & Rhoda Taylor. She died at Hamilton, Butler Co. O. Sept. 1848. He married (2) Mrs. Charlotte (Tuttle) White, daughter of Dennison Tuttle, prior to 12 Sept. 1850, (date of Cn enumeration). She was born ca 1824, died 10 May 1913 in Indianapolis, burial Crown Hill.[4] William was prominent in military affairs and Democratic politics in Butler Co., serving as Coroner, 1835-1839; Ross Twp. Justice of the Peace 1838; Sheriff 1843-1847.

After the death of his first wife he moved to Cincinnati where he operated a hotel until Dec. 1850 when he removed to Indianapolis. He operated a hotel on the principal thoroughfare, Washington St., the Old National Road. By 1855 he operated the Americana Hotel[5,6] opposite the famous Union Station. Suffering financial losses during the panic of 1857, for some time he was a railroad traveling agent.[7] By 1861 he was operating the Oriental House near the Union Station.

Interested in military affairs, in 1856 the National Guards were organized with General W.J. Elliott their captain.[8] In 1857 he organized the City Greys. These units became part of the famous 11th Rgt., the pride of Indianapolis, the first to answer the call to enter the Civil War. He became an ardent Republican, supporting the preservation of the Union. In 1863 was elected Recorder of Marion County, which office he held eight years. He was a man of superior intelligence. Governor Morton became a life long friend and used him during the Civil War on important missions and in raising troops.[9] About 1870 he built a fine brick home at 1000 N. Tennessee, now Capital Ave., on a tract of land then outside the city limits. Confined to his home several years with rheumatism, he died there. This sturdy residence later became a home for the aged, owned by the Altenheim Society who occupied it until 1975, when it was razed after being a landmark over 100 years. He was a member of the First Presbyterian Church. Children of William Johnston & Mary Littell (Taylor) Elliott were:

\+ 14 i Byron[4] Kosciusko Elliott, b 4 Sept. 1835, Butler Co. O.

15 ii Joseph Taylor Elliott (called Taylor) b 24 Jan. 1837, Butler Co. O., d 4 Aug. 1916, Indianapolis, Ind., married in Indianapolis 15 May 1867, Annette Langsdale. Banking & abstract business. Ch: George B., Joseph T. Jr., Charles Edgar, Florence L., who died young. He was a Civil War veteran.

16 iii Margaret Ann, b 1838, Butler Co. O. d 1840, buried Baptist Cemetery, Trenton, Butler Co. O.

17 iv Samuel Wilson Elliott (called Wilson), b ca 1839, Butler Co. O. married late, Mary. No known issue.

18 v Emma A. Elliott, b ca 1842, Butler Co. O. married Isaac Davis, 2 Jan. 1866, Indianapolis. Ch: Mary Littell, married Dr. Samuel Deal; Elliott m Sally Allen; Isaac died young of pneumonia; Wilson.

19 vi Flora E. Elliott, b 4 Aug. 1845, Butler Co. O., married 14 Oct. 1868, Indianapolis, Aquilla Jones. Died 15 Mar. 1909, burial Crown Hill. Ch: Charlotte m Jacob Piatt Dunn, noted Indiana historian[10]; Robert Smith m May Barnard; Florence Lisle, died young, unmarried.

20 vii William Dalrymple (called Dal) b ca 1848, Butler Co. O., married (1) in Ottumwa, Iowa, Mary Taylor; (2) Sarah Carpenter, whose son Wilson Dalrymple still lives in Texas

Only child of William Johnston & Charlotte (Tuttle) White Elliott:

21 viii Julia Elliott, b ca 1860, Indianapolis, m 3 Oct. 1883, Indianapolis to Edwin Hatfield Peck of New York, where they resided. Ch: Vivian, m Dr. Walter McNeill of Mt. Vernon, N.Y.; Mary m Webster Whitfield, no issue; Lottie, died in childhood.

13. BYRON[4] KOSCIUSKO ELLIOTT, distinguished jurist, author, educator and lecturer, the oldest son of William[3] Johnston and Mary Littell (Taylor) Elliott, born Butler Co. O. 4 Sept. 1835, died in Indianapolis 19 April 1913. He married in Indianapolis 5 Sept. 1855 Harriet Ann Talbott, daughter of William Littleton and Elizabeth (Lingenfelter) Talbott. Harriet was b 21 March 1836 in Bradford, Shelby Co. Ky., died Indianapolis, 8 Aug. 1903, buried with her husband in Crown Hill Cemetery [11]. She was a direct descendant of Richard & Elizabeth (Ewen) Talbott who came to Maryland by 1635. (William[7] Littleton Talbott, Edward[2] Talbott, Richard[1] Talbott).

As a boy, to compensate for a frail physique, Byron K. retreated to the wooded area around his father's home striving to develop the timber of his voice. His success is evidenced by his being chosen in 1890 to deliver the American Bar Assn. address on Local Self Government, and at a Republican National Convention to nominate the future vice president of the United States. This was before the days of microphones and modern sound equipment.

February 1858, age 23, he was admitted to the Bar and the following May, elected City Attorney. This was the first of many elective offices, including Judge of the Marion Co. Criminal Court, which led in 1881 to his becoming Chief Justice of the Indiana Supreme Court, which office he held until 1892.

His law career was interrupted briefly when he was enrolled 10 May 1864 as Capt. Co. B., 132 Rgt. Indiana Volunteers for a period of one hundred days. [13] Shortly after enrollment he was made assistant Adjutant General on General Robert Milroy's staff. [14]

After returning to private practice with his son, William Frederick Elliott, he was the author of many law books which attracted national attention. A partial list of the texts, some in collaboration with his son, includes: The Work of the Advocate, (1880-1911); Law of Roads & Streets, 2 Vols. (1892); General Practice, a reissue of the Advocate; Bailment &

Carriers; Elliott on Evidence, 2 Vols.; Elliott on Railroads, 7 Vols. Published by Bobbs-Merrill Co. of Indianapolis, these treatises went through numerous editions.

He helped establish and became head of the Indiana Law School which in 1896 made alliance with other schools to form the University of Indianapolis. He also was a special lecturer to the law schools of DePauw University and Northwestern University.

He was an active member of the Second Presbyterian Church, a thirty-third degree Scottish Rite Mason and served as Most Wise Master of the Indianapolis Chapter of Rose-Croix, 1883-1904. [15] The high esteem in which he was held by the community is evidenced my many contemporary articles. [16]

Children of Byron Kosciusko and Harriett Ann (Talbot) Elliott were:

| | | | |
|---|---|---|---|
| | 22 | i | Mary H. Elliott, d 2 Dec. 1857, ae 3 wks, 4 days |
| + | 23 | ii | William Frederick Elliott, b 27 June 1859 |
| + | 24 | iii | Genevieve Elliott, b ca 1864 |

23. WILLIAM[5] FREDERICK ELLIOTT, lawyer and author, was the son of Byron Kosciusko & Harriet Ann (Talbott) Elliott, born 27 June 1859 in Indianapolis, died 27 June 1927, buried with his wife in Crown Hill Cemetery.[17] He married in 1897 in Des Moines, Iowa, Effie Luella Marquardt. She was born 6 April 1865 in Iowa City, daughter of George William & Catherine (Kauffman) Marquardt.

Her father was born ca 1832 in Elmshausen, Germany, died 1921. Her mother was born near Dayton, O. 29 Dec. 1835, died 1913. Catherine Kauffman was the tenth of fourteen children of Christian & Esther (Witmer) Kauffman, the fifth generation [18] of Isaac Kauffman of Swiss origin, who settled in Lancaster Co. Pa., 1716. (Christian, 1796[4], Michael, 1764[3], Michael, 1723[2], Isaac[1].) When Des Moines succeeded Iowa City as the state capitol, George William Marquardt, a wholesale jeweler and banker, removed there. Effie Luella attended Ogontz School in Philadelphia, then the University of Iowa where she was a founder and charter member of the Kappa Kappa Gamma sorority chapter. She had three brothers and two sisters: Harry, a banker, died in his twenties; Charles Grant Marquardt of Des Moines; George William Marquardt, Jr. of Evanston, Illinois; Lillian Independence who married Crayke Priestly, a brilliant young doctor who died in his twenties; Della, married Harris Hayden Coggeshell of Des Moines. Della was a graduate of Vassar, an early feminist and well known parliamentarian. Sons of Lillian (Marquardt) and Crayke Priestly are Dr. James Taggart Priestly of Mayo Clinic and Dr. Joseph Biddle Priestly, Des Moines, who was named for his famous ancestor and is himself a famous surgeon.

Effie Luella (Marquardt) Elliott died 14 June 1945 at her son's home in Boston and is buried with her husband in Crown Hill Cemetery, Indianapolis.[17]

William Frederick Elliott was graduated from Butler University 1880 and from the Law School of Michigan University 1881. He was a member of Sigma Chi fraternity. The close relationship between him and his father, a concern shown for his health, is reflected in an extant letter written to him 14 June 1889 while he was in Paris, France.[19] In law practice with his father, Elliott & Elliott, they collaborated on several books. He also wrote Elliott on Contracts, 7 Vols., and articles in magazines and encyclopedias. He also lectured at Depauw and Indiana Law School in Indianapolis.

He served as deacon and elder of the Second Presbyterian Church, was a thirty-third degree Scottish Rite Mason; member of the Contemporary Club; Indianapolis Dramatic Club; Indianapolis, Indiana and American Bar Association.[20] He was a member of the Society of Indiana Pioneers in 1821 and their files contain his handwritten delineation of his ancestral lines.

William Frederick and Effie Luella (Marquardt) Elliott's only child was:

\+ 25 i Byron[6] Kauffman Elliott, b 5 May 1899

24. GENEVIEVE[5] ELLIOTT, duaghter of Byron Kosciusko and Harriet Ann (Talbott) Elliott was born in Indianapolis ca 1864. She married (1) in Indianapolis 30 Nov. 1891 Robert Courtney Wright of Columbia, S.C. whose father, a Confederate officer, was imprisoned at Camp Morton, Indianapolis. As was the custom, he and other officers were entertained in the Elliott home. Many years later he returned to Indianapolis with his son, a romance ensued, resulting in their marriage. Her busy life on a plantation included her taking a medical course for the needs of the family and former slaves alike. After their plantation was lost they lived in a family owned hotel, the Wright House, in Columbia. Her husband predeceased her many years and she married (2) Augustus M. Deal, a lawyer in Columbia. She had no children and died in Columbia ca 1945.

25. BYRON[6] KAUFFMAN ELLIOTT, son of William Frederick and Effie Luella (Marquardt) Elliott was born in Indianapolis, 5 May 1899. He married, 15 July 1938, at the Fifth Avenue Presbyterian Church, New York City, Helen Alice Heissler, born in Chicago, 13 October 1904, died 17 May 1973 at Needham, Mass. She is buried at Crown Hill Cemetery, Indianapolis.

Her parents were Edward N. and Alice Sophia (Orthwein) Heissler. Her father was born 1874, Chicago, her mother 1874, St. Louis, died 1965. They

were married 3 Dec. 1903. In girlhood Helen Heissler traveled a great deal in Europe with her mother and was delighted when she later could take her own daughter, Barbara, on some of the same trips. She spoke fluent French and German, was a graduate of Chicago Latin School and in 1921 was graduated from Miss Wheeler's a finishing school in Providence, R.I. Before her marriage she was with the J. Walter Thompson Advertising Agency in New York.

During her active life she was a director and vice president of the Girls Club of Boston; vice president and trustee of the Women's Educational & Industrial Union; president of the Boston Circle of the Florence Crittendon League. She was a member of the Ladies Committee of the Children's Hospital and corporation member of the New England Conservatory of Music. With her love of music and flowers, she was an ardent supporter of the Boston Symphony and was president of the Noanstt Garden Club of Massachusetts. She was a devout Episcopalian, a member of the Casino Club of Chicago, the Junior League and Chilton Club of Boston. The later club, in respect, flew their flag at half mast for three days following her death. During World War II, she taught First Aid in evening classes at the Needham police station. She also was one of the first women in Boston to take part in the American Museum in Britain at Bath, Eng. [21]

Judge Byron Kauffman Elliott showed early signs of leadership and service when he was elected president of his senior class at Shortridge High School, Indianapolis, 1917. He is a member of Beta Theta Pi at Indiana University where he was graduated cum laude, (A.B. 1920) and Harvard Law School (LL.B 1923) [22]. He attended Officers Training Camp at Fort Sheridan, Illinois in July 1918, and O.T.C. at Fortress Monroe, Va., where he was discharged as a 2nd Lt. in what was then the Coast Artillery Officers Reserve Corps, and returned to college on February 1919.

Following family tradition, he was admitted to the Indiana Bar and served as Chief Deputy Prosecuting Attorney, Marion County, Ind. (1923-25) [23], as Special Assistant Attorney General of Indiana (1925) and was elected Judge of the Superior Court of Marion County in 1926 [24]. He was president of the Curtiss Flying Service (1927-29) [25,26].

In October 1929 he resigned his judicial post to become General Counsel and Manager of the American Life Convention, an association of 120 life insurance companies with headquarters in St. Louis (1929-1934).

In 1934 he joined the John Hancock Mutual Life Insurance Company of Boston, serving successively as General Counsel, President and Chairman

of the Board until retiring in 1969.

His activities have been and still are many and varied. He has been a Trustee of Wellesley College, of Northeastern University (Chairman of the Board), of Independent College Funds of America, of Tufts Civic Education Center, the Museum of Science in Boston, the World Affairs Council of Boston, the World Wildlife Fund, the United Fund of Greater Boston (General Chairman of 1960 Campaign) and of the Hospital Research and Educational Trust (Chicago).

He is a Director of Indiana University Foundation; was Chairman of the Institute of Life Insurance in 1966; National Chairman of Indiana University Sesquicentennial Fund (1967-70), a Director of the Boston Opera Association, member of the Board of Overseers of the Boston Symphony Orchestra, of the Executive Committee of the Northeastern Region of the National Conference of Christians and Jews, and of the Overseers' Committee to visit the Harvard Medical School and the Mathematics Department.

He is a life member of the American Law Institute, a Fellow of the Academy of Arts and Sciences, a member of the Council on Foreign Relations (New York), of the Corporation of the Peter Bent Brigham Hospital, of the American Judicature Society, The Scribes, The Pilgrims of the U.S., Beta Theta Pi, Sigma Delta Chi (journalistic), Military Order of the Loyal Legion of the U.S., Sons of the American Revolution and the Society of Indiana Pioneers.

In business circles he has been a Director or Trustee of a number of companies and banks, including Boston Edison Co., First National Bank of Boston, Arthur D. Little, Inc., the Pullman Company, American Fletcher Corporation of Indianapolis and Provident Institution for Savings, Boston. 27

He was a Deacon in the Second Presbyterian Church of Indianapolis, is a thirty-third degree Mason and as his family has been for four generations, a Republican. He formerly lived in Needham. Mass. and maintained a summer home in Wianno on Cape Cod.

Children of Byron Kauffman and Helen Alice (Heissler) Elliott are:

26 i Barbara[7] Helen Elliott, b 31 Jan. 1939, Needham resident, Boston, Mass. Graduate of Winsor School, Boston; the Masters School at Dobbs Ferry, N.Y. and Briarcliff College, N.Y.[25] Married at Needham, Mass. 20 June 1959 to John Denison Niles, son of Russell D. Niles, Law Dean & Chancellor of New York University; graduate of Yale and University of California Law School (Boalt Hall). He served as Law Clerk to Chief Justice Earl Warren and is now a partner in the law firm of Debevoiss, Plimpton, Lyons and Gates,

New York City. They have two children:
Catherine Elliott Niles, b 4 Oct. 1962, Washington, D.C.
Andrew Elliott, b 23 Apr. 1964, New York City.

27 ii Byron[7] Kent Elliott, b 29 Oct. 1940, Needham resident, Boston, Mass. Profession, electrical contractor. Married in Dover, Mass., 20 Oct. 1962 to Karen Carlson of Dover. Residence Westwood, Mass. They have two children:
Christine Karen Elliott, b 25 Sept. 1965
Matthew Kent Elliott, b 5 Aug. 1968

28 iii David[7] Randall Elliott, b 21 Aug. 1942, Needham resident, Boston, Mass. Graduate of Exeter, Harvard, Indiana University Law School and also studied at the University of Paris. He is a member of the Massachusetts Bar, but now teaching at Harvard University. Unmarried.

## NOTES & REFERENCES

Marriages in Indianapolis are from the Vital Records of Marion County, Indiana. The marriage of William Johnston Elliott to Mary Littell Taylor is from the Vital Records of Prebel Co. O. With the exception of Capt. James Elliott, search of Marion County, Indiana Wills revealed that the other Elliotts carried forward in this family history died interstate.

1. As. Sgt. James Eliot he served at Ticonderoga under Col. Anthony Wayne, Roll of Capt. Frederick Vernon's Co., 4th Pa. Bn., 1776. Listed as receiving Depreciation Pay is Capt. James Eliot, captain of an Independent Co. and a citizen of Pennsylvania. He served in the 2nd Bn., York Co. Militia. He was commissioned Lieutenant 9 Aug. 1777, serving in Colonel James Thompsons Bn., Capt. Samuel Fergusons Co. of York Co. Militia Rgt. of Foot, at Wilmington, Del. It is noted on 8 Oct. 1777 that "Lt. Elliot has been 20 days Captain in the room of Captain Ferguson who was killed in battle..." Pa. Archives, 5th ser., 2-154; 6th ser. 2-457,585,589,613,616,684; DAR Lineage Book 47: 105, 106.
2. Xerox copy of original held by compiler.
3. Census of Butler Co. O. 1820, p. 65; 1850, p 465, house #307, family #315.
4. Crown Hill (Indianapolis) Cemetery Records, Lot 33, Sect. 8.
5. The Indianapolis Journal, May 13, 1890; obit. p. 5, col 4.
6. Indianapolis City Directories at Indiana State Library.
7. Census of Marion Co. In., 1860, p 157, house #1156, family #1169.
8 John Hampden Holliday, Indianapolis and the Civil War, reprinted 1972, The Society of Indiana Pioneers, p 27.
9. Obit, same as 5.
10. Dr. Caroline Dunn, their daughter, contributed much material.
11. Crown Hill Cemetery Records, Lot 203, Sect. 16.
12. Ida Morrison (Murphy) Shirk, Descendants of Richard & Elizabeth (Ewen) Talbott of Polar Knowles, West River, Anne Arundel Co., Md. Baltimore, 1927.
13. Original discharge in papers of Judge Byron K Elliott, Boston.
14. Holliday's contemporary account states that in response to a call from Governor Morton that certain states furnish 100,000 men for 100 days to guard transportation lines and release seasoned veterans for other duty, the last regiment formed in Indianapolis was the 132nd. Composed of many young boys, older men, prominent citizens serving at great personal sacrifice, the town lavished affection on it. p. 64,65.
15. Charles E. Crawford, History of the A.A. Scottish Rite, Valley of Indianapolis, 1924, an outstanding tribute, p. 354, 357, 358. (Quoted in Appendix
16. The Evening Sun, Indianapolis, Apr. 19, 1913, p. 1, col. 5, obit; Encyclopedia of Biography of Indiana, ed. by Geo. Irving Reed, Chicago, 1895, 1-49,50; Jacob Piatt Dunn, Indiana & Indianans, Chicago, American Historical Society, 1919, 4-1857, 1858; Men of Progress, ed. by Will Cumback & J.B. Maynard, Indianapolis, The Indianapolis Sentinel Co., 1899, p. 452, 453; State Bar Association of Indianapolis Report Seventeenth Annual Meeting, 1913. (A partial list.)
17. Crown Hill, Lot 203, Sect. 16.
18. Daniel W. Kauffman, History of the Kauffman Family, Omaha, Neb., F.C. Festner Printer, 1888, from personal collection of Judge Byron K. Elliott, Boston.

19. Personal papers of Judge Elliott.
20. Jacob Piatt Dunn, History of Greater Indianapolis, Chicago, Lewis Publishing Co., 1910, 2-665.
21. The Boston Globe, May 18, 1973, p. 33; Boston Herald American, May 18, 1973, p. 50.
22. Judge Elliott has a number of Honorary Degrees including LL.D, Indiana University, 1955; L.H.D. Northeastern University, Boston; 1972; a Science Degree, Lowell Technical Institute.
23. Served under Prosecuting Attorney William H. Remy, famed enforcer of the Criminal Law. These were in the days of great K.K.K. activities and Prohibition. Judge Elliott remarked, "Indiana was a bone-dry state, and many of the cases in court involved the manufacture, sale or transportation of intoxicating liquor. Mr. Remy's staff were of course, all teetotalers and included such men as John K. Ruckelshaus and Ralph Spaan. Nevertheless they were included in the epithet ~~by~~ one of the local columnists applied to anyone having to do with enforcement of the liquor laws as a 'Spigot Bigot'. In those days, too, many citizens were making wine or beer in their basements, which caused Kin Hubbard, humorist columnist, to remark that his neighbor was rudely awakened at 3 A.M. by burglars "singing in his basement."
24. In the primary race for Superior Court Judge, May 1929, the Indianapolis Star noted that Elliott had broken the Klan slate. The firm grip of the Klan in Indiana politics ended when Mr. Remy later secured a conviction of D.C. Stephenson, the Imperial Kleagle, and saw him sentenced to life for murder.
25. Known affectionately in the press as the "Flying Judge", he presided at the First Indianapolis Aircraft Show Banquet at the Fair Grounds, May 1927. He recalls, "These were indeed early days of aviation, and Capt. Eddie Rickenbakcer, America's greatest W.W.I. Ace, made his famous statement at this banquet. 'We can build in the air! If you hit this air around you hard and fast enough, it is just as solid as the concrete floor under your feet'". Governor Leslie and Bill Herschel, columnist of the Indianapolis News also addressed the diners.
26. While President of Curtiss Flying Service, serving as his General Manager, was Indiana's top W.W.I Ace, H. Weir Cook, after whom the Airport was named. They became the closest friends. Over much protest locally, in 1976 the Weir Cook Airport was renamed the Indianapolis International Airport.
27. Judge Elliott served as Honorary Member National Council Boy Scouts of America; National Trustee Federal City Council (Washington); received the John Forbes Perkins Award for Distinguished Service, (1962); was a Trustee Advisory Council of the Tax Foundation, Inc. (New York); member National Commission for Cooperative Education; Trustee Automotive Safety Foundation.

28. In New York, SH was one of the organizers and principals of Consumers Action Now (CAN) and has appeared in its behalf before government and legislative agencies. In Boston, she was active in the Junior League and Vincent Club. (Barbara Helen (Elliott) Niles)

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Mary E. ..... 2
Mary H. ..... 5
Mary (Johnston) ..... 1, 2

ELLIOTT, Mary Littell (Taylor)..... 2, 3, 4
Rachel..... 2
Samuel..... 1, 2
Samuel Wilson..... 3
Sarah Margaret (Hanna)..... 2
Taylor..... 3
W.J. ..... 3
William Dalrymple..... 4
William Frederick..... 4, 5, 6
William J. ..... 2
William Johnston..... 2, 3, 4
Wilson..... 3
Wilson Dalrymple..... 4
EWEN, Elizabeth..... 4
GIBBS, Thomas..... 1
HANNA, Sarah Margaret..... 2
HEISSLER, Edward..... 6
Helen Alice ..... 6
Sophia Alice (Orthwein)..... 6
HERSCHEL, Bill.....11
JOHNSTON, Mary..... 1
JONES, Aquilla..... 3
Charlotte..... 3
Florence E. (Elliott)..... 3
Florence Lisle..... 3
May (Barnard)..... 3
Robert Smith..... 3
KAUFFMAN, Catherine..... 5
Christian..... 5
Esther (Witmer)..... 5
Isaac..... 5
Michael..... 5
LANGSDALE, Annette..... 3
LESLIE, Gov. Harry.....11
LOWES, James Harvey..... 2
Martha J. (Elliott)..... 2
McNEIL, Dr. Walter..... 4
Vivian (Peck)..... 4
MARQUARDT, Catherine (Kauffman)..... 5
Charles Grant..... 5
Della..... 5
Effie Luella..... 5
George William..... 5
George William, Jr. ..... 5
Harry..... 5
Lillian Independence..... 5
MILROY, Gen. Robert..... 4
MORTON , Gov. (Oliver P.) ..... 3
NILES, Andrew Elliott..... 9
Barbara Helen (Elliott)..... 8
Catherine Elliott..... 9
John Denison..... 8
Russell D. ..... 9
ORTHWEIN, Sophia Alice..... 6
PECK, Edwin Hatfield..... 4
Julia (Elliott)..... 4
Lottie..... 4

PECK, Mary..... 4
Vivian..... 4
PRIESTLY, Crayke..... 5
Lillian Independence (Marquardt)..... 5
Dr. James Taggart..... 5
Dr. Joseph Biddle..... 5
REMY, William H. ..... 10, 11
RICKENBACKER, Capt. Eddie..... 11
RUCKELSHAUS, John K. ..... 10
SCOTT, John..... 1
SPAAN, Ralph..... 10
STEPHENSON, D.C. ..... 11
TALBOTT, Edward..... 4
Elizabeth (Ewen)..... 4
Elizabeth (Lingenfelter)..... 4
Harriet Ann..... 4
John..... 4
Richard..... 4
William..... 4
William Littleton..... 4
TAYLOR, Joseph..... 2
Margaret Ann..... 3
Mary..... 4
Mary Littell..... 2
Rhoda..... 2
TUTTLE, Charlotte..... 2
Dennison..... 2
WHITE, Charlotte (Tuttle)..... 2
WHITFIELD, Mary (Peck)..... 4
Webster..... 4
WITMER, Esther..... 5
WRIGHT, Genevieve (Elliott)..... 6
Robert Courtney..... 6

# APPENDIX

# APPENDIX

December 22, 1976

David R. Elliott, Esq.
231 Beacon St.
Boston, MA 02116

Dear David:

As you know, an Indianapolis genealogist* has prepared a booklet on our family from Captain James Elliott, revolutionary soldier, to the present. This will be filed in the Genealogy Division of the Indiana State Library.

Since the booklet is largely limited to those facts for which documentation has been established, there are some other areas which might be productively explored in the future. One, of course, is the family history prior to Captain James Elliott. In my boyhood, there were a good many family references to the effect that our Elliotts were members of a highland clan by that name, and the Elliott tartan did appear in a number of places in family apparel, as it does even today.

A story running around the family was that the grandparents of Captain James Elliott moved from Scotland to Northern Ireland, to a place called Maguire's Bridge in County Fermanagh, where they became the proprietors of a toll bridge which they operated for profit for a generation or two before coming to America. There was also an account of how Captain James Elliott, because of his military service, was awarded some land near Tyrone, Pennsylvania, (another story was that he also received some land in upstate New York) which he or his family farmed briefly and then sold. These stories I heard my grandfather and his contemporaries relate and discuss, with apparent complete credence.

Coming down to the time of your great, great grandfather, I have some more direct information. Between the ages of 6 and 10 years I sat many times and listened to my grandfather Elliott talk about the Civil War and about his father General William J. Elliott, whom he greatly admired. Sometimes his brother Taylor Elliott joined in the conversations and they both referred to their father as General Elliott. Upon questions from me whether he fought in the Civil War too, they pointed out that he had been a General on the Ohio Governor's Staff while still a resident of Ohio and that later in Indiana, he had raised several units for the Civil War, always being addressed personally and in the press as General Elliott, but because of his age or other reasons, he could not follow them into action theaters. Later on, in my 20's, I talked a number of times with George B. Elliott, then head of the securities firm of Breed, Elliott and Harrison and the son of Taylor Elliott. He was intrigued by the stories of his grandfather to

whom he always referred as General Elliott. One of these stories was to the effect that the General had purchased and owned for some time the northwest corner of Illinois and Washington Street where he built and maintained a hotel. Washington Street was part of the National Road, a military road, originally corduroy in stretches, which ran from Washington to St. Louis. A check of the early title to this land (and other Washington Street land) would confirm or negate this story. This was the lot on which the Claypool Hotel stood for so many years, and may or may not have been the exact location of his Washington Street Hotel.

One theme which often appeared in your great grandfather's reminiscences dealt with the motivation for volunteer service in the Civil War. He thought that it differed from place to place, that New England was much more interested in the slavery issue than any other and held the record for early enlistments. The Middle Westerners, to whom slavery was foreign and a problem the southern states would have to handle themselves, were stimulated to action when secession threatened the Union, and their percentage of enlistments to population became relatively high. He pointed out that monuments to the honored dead in New England referred to those who fought in the Civil War, and in the south to the War Between the States, but in the west, to the "War to Preserve the Union." See the words above the South Portico of the Soldiers and Sailors monument in The Circle in Indianapolis.

These stories may not have much evidentiary value, but this letter will serve to preserve some of them and perhaps suggest areas for future investigation. They do at least indicate that, as recently as several generations back, they were repeated and believed to be true.

Affectionately,

Dad -

BKE:ecb

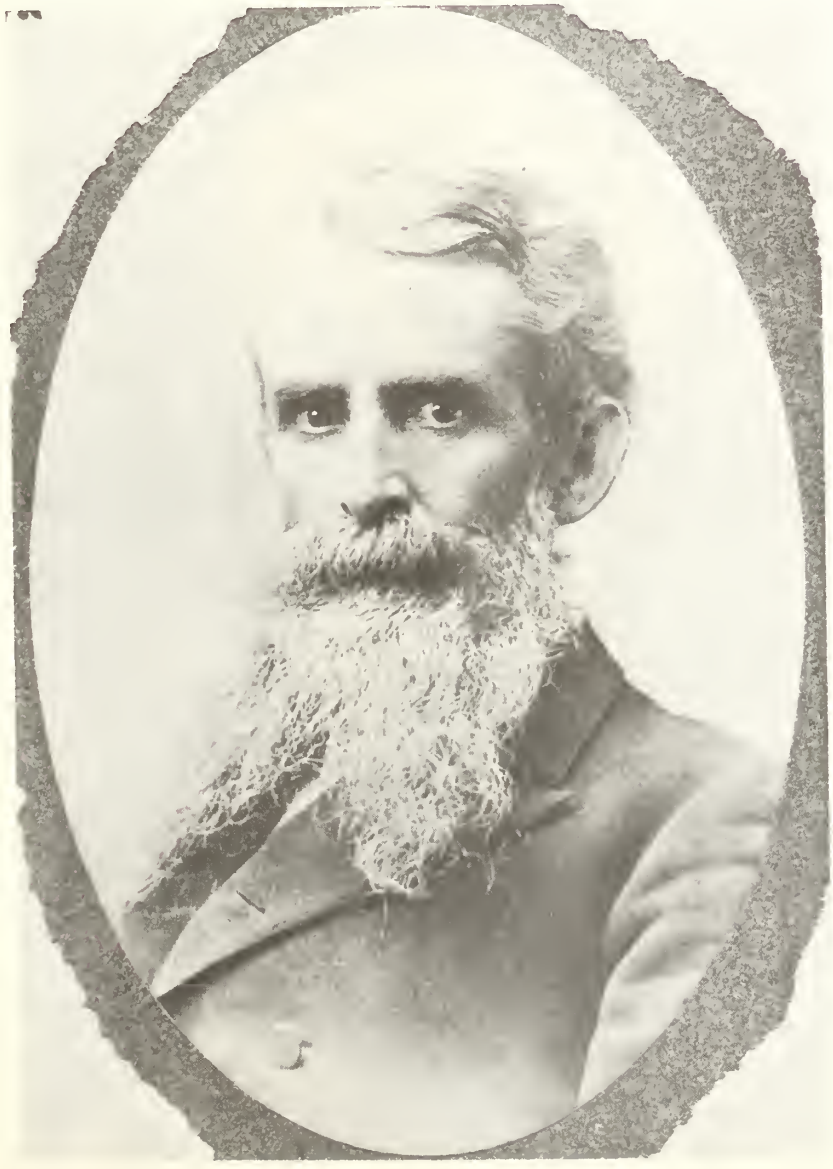
*Mrs. Rebah M. Fraustein

Byron Kosciusko Elliott was an accomplished speaker and addressed or presided at many public meetings. Perhaps his talents were nowhere more in evidence than in the masonic bodies of his day, where he served as Most Wise Master of the Rose Croix for two decades. The History of the A. A. Scottish Rite contains this tribute to him:

> "Of these peerless leaders, Byron K. Elliott was a conspicuous example. Of medium height, slenderly built, scintillating nervous energy at every step, his exposition of the office of the Most Wise Master, left him at the close, limp with exhaustion. His voice rang out in pleading entreaty or scornfully satirized evil adversaries, with the perfection of a master of rhetorical speech. His precision in preparation touched every possible variation to secure absolute success. His courteous attention to the candidates and complete devotion to their rights, left an impress of singular felicity and unmistakable emphasis. The kindling of his eye as he denounced error recalled some great prophet of the past, an Isaiah or Jeremiah come to judgement. He flamed across the depicted scene like a vengeance with the righteous verdict of the Almighty. There was marvelous sweetness in his reference to Christ and the Cross, as if he were personally responsible for the most perfect acceptance. The close of the delineation left the worshipful mood of radiant discipleship with all reverent observers. If men had never been mindful of the Savior's presence before, they ceased indifference thereafter. The church could scarce leave a more hallowed impress.
>
> "When the judge declined a further re-election in 1905, it was conceded universally that 'a great man in Israel' had ceased to be, one whose like we shall hardly see again. While the succession comprises the honored names of Hawkins, Morrison, York, McAllister, Delp, Ohr and Laird, no one has approached the ideal held up to nature by this unique predecessor. Still, why should it be expected? You can not 'gild refined gold' or 'paint the lily.' Some men are born to Masonic greatness just as others are to poetry and statesmanship. Recollection is a decisive criterion. If the colors live after passing years we know that the canvas partakes of immortality. The verdict of 'well done' in the highest sense admits of no revision. To a qualified and unbiased tribunal the work of Byron K. Elliott can be referred with absolute confidence. [a]

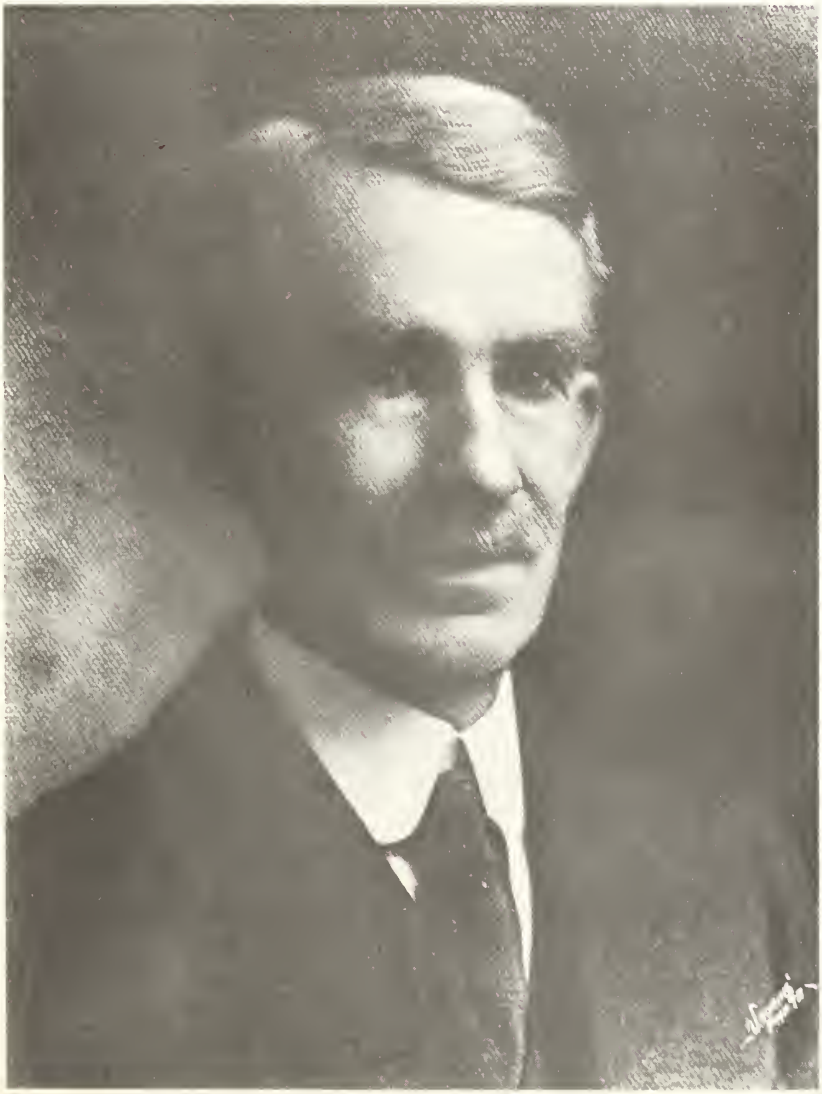
[a] History of AASR, Valley of Indianapolis, by Chas. E. Crawford. Publ. by Adoniram Grand Lodge of Perfection, at Indianapolis, 1924. pp. 357-8

Byron Kosciusko Elliott
1835 – 1913



George William Marquardt
1832 — 1921

William Frederick Elliott
1859 – 1927



Helen-Alice (Heisslen) Elliott
1904 — 1973

Byron Kauffman Elliott
1899 - 19..

Effie Louella Marquandt Elliott

1865 – 1945

Barbara Helen (Elliott) Niles
1939 —

David Randall Elliott
1942 –

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